

A.G. Contract No. KR87-1978-TRD

ECS File: IGA-87-23
Project: VLT-900-943
Section: Patagonia Lake State
Park

INTERAGENCY AGREEMENT

BETWEEN
THE ARIZONA DEPARTMENT OF TRANSPORTATION
AND
THE ARIZONA STATE PARKS BOARD

THIS AGREEMENT is entered into January 13, 1988,
between the ARIZONA DEPARTMENT OF TRANSPORTATION, hereinafter
called "ADOT", and the Arizona State Parks Board, hereinafter
called "Parks Board".

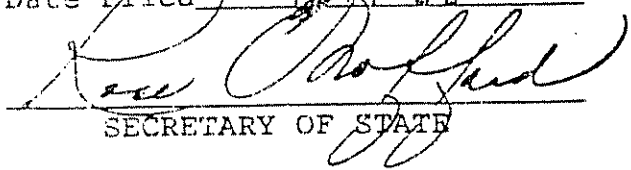
WHEREAS, ADOT is empowered by Sections 28-108 and 11-952,
Arizona Revised Statutes, to enter into this agreement, and
has, by resolution, a copy of which is attached hereto and made
a part hereof, resolved to enter into this agreement and the
Director of the Arizona Department of Transportation has
delegated to the undersigned the authority to execute same on
behalf of ADOT; and

WHEREAS, Parks Board is empowered by Section 41-511:05, Arizona
Revised Statutes, to enter into this agreement, and acting by
and through its Director, has, by resolution, a copy of which
is attached hereto and made a part hereof, resolved to enter
into this agreement and has authorized the undersigned the
authority to execute same on behalf of Parks Board; and

WHEREAS, this is an agreement between ADOT and the Parks Board
regarding the acquisition of drainage easements, construction
easements, and fee simple rights of way for the purposes, as
promulgated in Arizona Revised Statutes Section 28-1822(A)(8).

FILED WITH SECRETARY OF STATE

NO. 12678
Date Filed 1-19-88


SECRETARY OF STATE

WHEREAS, By Resolution 79, the Parks Board has designated roads, spurs, and other traffic related appurtenances within State Park boundaries as public highways for the purpose of constructing and paving of various roads and parking areas within Patagonia Lake State Park and has authorized ADOT to acquire in the Parks Board's name any additional rights of way which might be required.

THEREFORE, the parties hereto agree as follows:

ADOT SHALL:

1. Prepare contract plans, specifications, and estimates for bids.
2. Acquire in the name of the Parks Board additional rights of way for the purposes of roadway construction, where necessary.
3. Call for bids and award one or more contracts for the re-construction and paving of the existing Park beach road and parking area, day use road and parking area, and the residence road.
4. Call for bids and award one or more contracts for the construction and paving of turning lanes on State Route 82 and four miles of park access road.
5. Call for bids and award one or more contracts for the construction of paved service/patrol roads in the day use area as well as various road related project items, which would include bank stabilization measures, sidewalks, and a paved turn-out for a future contact station.
6. Call for bids and award one or more contracts for the reconstruction and surfacing with gravel of the existing park maintenance road and the dam access road.
7. Provide contract administration during construction.
8. Pay construction costs, estimated to be \$5,000,000, required for said improvements pursuant to Arizona Revised Statutes Section 28-1822, et. seq.

PARKS BOARD SHALL:

1. Provide design information to support the development of the roadway plans, including as-built plans, aerial photos, topography and survey notes of existing facilities.
2. Provide to ADOT necessary permits allowing for the contemplated construction.
3. Accept any right of way acquired by ADOT as a part of the State Parks System.
4. Be responsible for the maintenance and operation of said Park improved facilities.

It is further agreed by and between the parties hereto that:

THIS AGREEMENT shall remain in full force and effect until completion of said projects; provided, however, that this agreement may be cancelled at any time prior to the commencement of work by ADOT upon 30 days written notice to the other party.

All parties hereto acknowledge that this agreement is subject to cancellation by the Governor pursuant to the provisions of Section 38-511, Arizona Revised Statutes.

In the event of any controversy which may arise out of this agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Section 12-1518 (B) and (C) of Arizona Revised Statutes, as amended.

Attached hereto and incorporated herein by reference is a copy of ADOT's resolution authorizing entry into this agreement, a copy of Parks Board's resolution authorizing entry into this agreement, and the Attorney General's acceptance as to form.

All parties hereto recognize that the provisions of Section 35-214, Arizona Revised Statutes, are applicable to this agreement.

THIS AGREEMENT shall become effective on the date of filing same with the Secretary of State.

IN WITNESS WHEREOF, the parties have executed this agreement
the day and year first above written.

ARIZONA STATE PARKS BOARD

By: 

Title Executive Director

STATE OF ARIZONA
ARIZONA DEPARTMENT OF
TRANSPORTATION

By: 

W. O. Ford
State Engineer

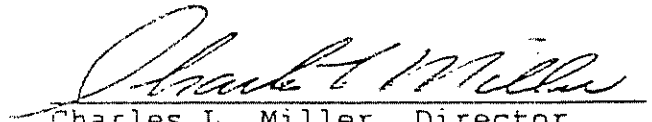
0573j/ks

PROJECT: VLT-900-943
SECTION: Patagonia Lake
State Park

RESOLUTION

BE IT RESOLVED on this 29th day of July, 1987, that I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION, have determined that it is in the best interests of the State of Arizona, that the DEPARTMENT OF TRANSPORTATION, acting by and through the Highways Division, enter into an Interagency Agreement with the Arizona State Parks Board wherein the Department of Transportation will improve areas of State Parks lands including, but not limited to, drainage easements, construction easements and road rights of way.

THEREFORE, authorization is hereby given to draft said Agreement which, upon completion, shall be submitted for approval and execution by the State Engineer.


Charles L. Miller, Director
Arizona Department of
Transportation

WH:ks

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Joni Bosh, Secretary for the Arizona State Parks Board, 800 W. Washington, Phoenix, Arizona 85007, presented the following Resolution and moved its adoption:

RESOLUTION No. 79

By the Arizona State Parks Board
Authorizing the Execution of the Intergovernmental
Agreement with the
Department of Transportation

Under powers granted to the Arizona State Parks Board by ARS 41-511.05, BE IT RESOLVED on this 17th day of July, 1987, that THE ARIZONA STATE PARKS BOARD determines it is in the best interest of the State of Arizona to enter into an Interagency Agreement with the ARIZONA DEPARTMENT OF TRANSPORTATION wherein the ARIZONA DEPARTMENT OF TRANSPORTATION will improve various areas within Patagonia Lake State Park including, but not limited to, drainage easements, construction easements, road rights-of-way, and the acquisition of such lands in the name of the Parks Board where necessary to accomplish such improvements. The Board designates as public highways the roads, spurs, and other traffic related appurtenances within Patagonia Lake State Park for the purpose of constructing park related improvements under the Interagency Agreement, Project VLT-900-943.

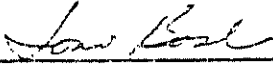
THEREFORE, authorization is hereby given to The Arizona State Parks Board Executive Director, or his designee, to sign said Agreement which, upon completion, shall be submitted for approval and execution by the State Engineer.

After general discussion, the motion to adopt said resolution was seconded by M. Jean Hassell and was unanimously carried by the members present, as follows:

Elizabeth A. Drake
Duane Miller
M. Jean Hassell
Joni Bosh
Reese G. Woodling
William G. Roe

Thereupon, Duane Miller, Vice Chairman of the Arizona State Parks Board, declared that the Resolution had been adopted.

Attest: On July 17, 1987, the aforementioned Resolution was passed and adopted by the Arizona State Parks Board in Regular Session.



Joni Bosh, Secretary



Attorney General

1275 WEST WASHINGTON

Phoenix, Arizona 85001

Robert R. Corbin

INTERGOVERNMENTAL AGREEMENT

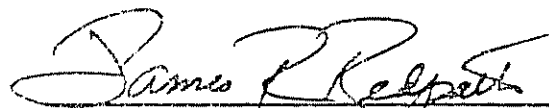
DETERMINATION

A. G. Contract No. KR87-1978, is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 15th day of January, 1988.

ROBERT K. CORBIN
Attorney General


Assistant Attorney General
Transportation Division

STATION

L 4" PVC
THROUGH 12" STEEL
E PROVIDED BY
ADOT

BEGIN
ADOT
SECTION

STA. 1+05.89, 17.96' LT.
INSTALL 45° BEND

STA. 1+10.83, 18.76' LT.
INSTALL 45° BEND

STA. 1+23, 10' LT.
INSTALL 22 1/2° ± 11 1/4° BEND

STA. 2+45
NEW 42"x130" PIPE
CULVERT TO BE
INSTALLED BY ADOT

INV. EL.
3868.00

EL.
59.00

STA. 3+57.47, 10' LT
DEFLECT PIPE JOINTS

STA. 4+26.39, 10' LT
DEFL. PIPE JTS.

STA. 4+95.31, 10' LT
DEFL. PIPE JTS.

STA. 5+96.78, 10' LT
DEFL. PIPE JTS.

STA. 6+55.01, 20' LT
INSTALL 11 1/4° BEND

INV. EL. 3859.00

STA. 1+94.87, 9' LT
DEFL. PIPE JTS.

INV. EL.
3852.00

STA. 2+78.57, 9' LT
INSTALL 11 1/4° BEND

STA. 5+58.65, 9' LT
= FM STA 0+00
INSTALL 22 1/2°
BEND

V. EL.
355.00

IV. EL.
845.00

STA. 3+42.57, 9' LT
INSTALL
11 1/2° BEND

FM STA 2+10
INSTALL AIR-RELEASE
VALVE @ HIGH POINT

NEW FACULTATIVE
PONDS - REFER TO
SHEET NO. 6 FOR
SITE PLAN AND
DETAILS

POND-INLET
STRUCTURE (TYP)

S16°00'00"E

END
ADOT SECTION

OUTLET
STRUCTURE
(TYP.)

STA. 4+71.83, 9' LT